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UNITED BEHAVIORAL HEALTH

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

MERIDIAN TREATMENT SOLUTIONS,
INC, DESERT COVE RECOVERY, LLC, and
HARMONY HOLLYWOOD, LLC, on behalf
of themselves and all others similarly situated,

Plaintiff,

v.

UNITED BEHAVIORAL HEALTH
(operating as OPTUMHEALTH
BEHAVIORAL SOLUTIONS),

Defendant.

CASE NO. 4:19-cv-05721-JSW

**DECLARATION OF NGOC HAN S.
NGUYEN IN SUPPORT OF DEFENDANT
UNITED BEHAVIORAL HEALTH'S
MOTION TO DISMISS PLAINTIFFS'
SECOND AMENDED COMPLAINT**

1 I, Ngoc Han S. Nguyen, declare as follows:

2 1. I make this declaration in connection with the above-captioned litigation. I have
3 personal knowledge of the facts set forth in this Declaration, and, if called as a witness, could and
4 would testify competently to such facts under oath.

5 2. I am employed by Optum, Inc. and support litigation/legal matters for Optum-
6 affiliated entities, including UnitedHealthcare entities. My job responsibilities include assisting with
7 the collection of documents involved in litigation matters. In that role, I am familiar with the
8 documents listed below, in connection with the above-captioned case.

9 3. Based on the patients referenced in the Second Amended Complaint—whose identities
10 were provided by Plaintiffs’ counsel—and the dates of service listed in the Second Amended
11 Complaint, I collected certificates of coverage and summary plan descriptions, as described below.
12 To protect the privacy of these patients, I refer to each patient below as they are referred to in
13 Plaintiffs’ Second Amended Complaint, rather than using their real names.

14 4. Attached hereto as **Exhibit A** is a true and correct copy of the summary plan
15 description and summary plan description handbook covering patient GG during the time period of
16 the services at issue in the Second Amended Complaint.

17 5. Attached hereto as **Exhibit B** is a true and correct copy of the summary plan
18 description covering patient EL during the time period of the services at issue in the Second
19 Amended Complaint.

20 6. Attached hereto as **Exhibit C** is a true and correct copy of the certificate of coverage
21 covering patient LP during the time period of the services at issue in the Second Amended
22 Complaint.

9. Attached hereto as **Exhibit F** is a true and correct copy of the individual medical policy covering patient MD during the time period of the services at issue in the Second Amended Complaint.

Ngoc Han S. Nguyen